

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

**23-CR-99-LJV-JJM**

v.

**AFFIRMATION**

SIMON GOGOLACK,

Defendant.

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**JOHN J. MORRISSEY**, affirms under penalty of perjury that:

1. I am an Assistant Federal Public Defender for the Western District of New York and was assigned to represent the above-named defendant, Simon Gogolack.

2. On April 1, 2024, the Court issued an order denying Mr. Gogolack's motion to compel discovery related to his reopened detention hearing. That same order required Mr. Gogolack to advise the Court and parties by April 5, 2024, if he intended to respond to the government's proffer orally or in writing. ECF No. 105.

3. Mr. Gogolack intends to respond orally and requests that the Court schedule a detention hearing for counsel for Mr. Gogolack to do so.

**WHEREFORE**, Mr. Gogolack respectfully requests that the Court schedule a detention hearing where counsel can respond to the government's proffer.

**DATED:** Buffalo, New York, April 4, 2024

Respectfully submitted,

/s/ John J. Morrissey

John J. Morrissey

Assistant Federal Public Defender

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**TO:** Casey L. Chalbeck, *et al.*  
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